

SC. ED

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

SCANNED



X		
:		
FELIX GUERRERO,	:	CIVIL JUDGMENT
:	:	
Movant,	:	08 Civ. 2445 (KMW)
:	:	
-against-	:	
:	:	
UNITED STATES OF	:	
AMERICA,	:	
Respondent.	:	
X		

By order dated March 11, 2008, movant was directed to submit an amended motion to vacate pursuant to 28 U.S.C. § 2255 within sixty (60) days of the date of that order. Given that movant has failed to file an amended motion as specified, it is,

ORDERED, ADJUDGED AND DECREED: That the motion to vacate pursuant to 28 U.S.C. § 2255 is dismissed without prejudice. As petitioner has not made a substantial showing of the denial of a constitutional right, a certificate of appealability will not issue. 28 U.S.C. § 2253(c). The Court certifies pursuant to 28 U.S.C. § 1915(a)(3) that any appeal from the Court's order would not be taken in good faith.

A handwritten signature in black ink that reads "Kimba M. Wood".

KIMBA M. WOOD
Chief Judge

Dated: MAY 19 2008

New York, New York

THIS DOCUMENT WAS ENTERED ON THE DOCKET ON _____.